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CENTRAL FAX CENTER****AUG 30 2007****MARTIN & FERRARO, LLP
ATTORNEYS AT LAW
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FACSIMILE TRANSMITTAL

TO:**Name:** Mail Stop AF
Group Art Unit 3772/Examiner Michael Brown**Firm:** U.S. Patent & Trademark Office**Fax No.:** 571-273-8300**Subject:** U.S. Patent Application No. 09/605,001

Gary Karlin Michelson

Filed: June 27, 2000

APPARATUS AND METHOD OF INSERTING**SPINAL IMPLANTS**

Attorney Docket No. 101.0044-04000

Customer No. 22882

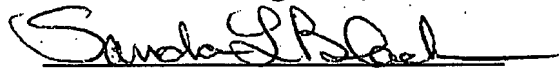
Confirmation No.: 5171

FROM:**Name:** Thomas H. Martin, Esq.**Phone No.:** 330-877-2277**No. of Pages (including this):** 9**Date:** August 30, 2007**Confirmation Copy to Follow:** NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; \$620.00 total amount to cover the \$120 one-month extension fee and \$500 appeal fee is to be charged to Deposit Account No. 50-3726), Notice of Appeal, and Pre-Appeal Brief Request for Review with Form PTO/SB/33 are being facsimile transmitted to the U.S. Patent and Trademark Office on August 30, 2007.


Sandra L. Blackmon

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FORM PTO-1083

AUG 30 2007

Attorney Docket No.: 101.0044-04000
Customer No. 22882**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:
Gary Karlin Michelson
Serial No.: 09/605,001
Filed: June 27, 2000
For: APPARATUS AND METHOD OF
INSERTING SPINAL IMPLANTS

Confirmation No.: 5171

Group Art Unit: 3772
Examiner: Michael A. Brown

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Notice of Appeal in reply to the Final Office Action dated May 1, 2007 in the above-identified application.

- ☐ No additional fee is required.
- ☒ Applicant hereby requests a one-month extension of time to respond to the above office action.
- ☒ A Pre-Appeal Brief Request for Review and Form PTO/SB/33 are enclosed.
- ☒ The total amount of \$620.00 to cover the \$120 one-month extension fee and \$500 appeal fee is to be charged to Deposit Account No. 50-3726.
- ☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-3726. **A copy of this sheet is enclosed.**
 - ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
 - ☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
MARTIN & FERRARO, LLP

Date: August 30, 2007

By: 
Thomas H. Martin
Registration No. 34,383

1557 Lake O'Pines Street, NE
Hartville, Ohio 44632
Telephone: 330-877-0700
Facsimile: 330-877-2030

Transmittal of Reply to OA.DOC

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